

# Notice of Allowability

Application No.

10/036,536

Examiner

Joshua L. Pritchett

Applicant(s)

PAUL ET AL.

Art Unit

2872

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed June 22, 2004.
2. ☒ The allowed claim(s) is/are 17-63.
3. ☒ The drawings filed on 05 April 2002 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All b) ☐ Some\* c) ☐ None of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 3/04
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

### **DETAILED ACTION**

This action is in response to Amendment filed June 22, 2004. All applicant's arguments have been considered.

#### ***Response to Arguments***

Applicant's arguments, see Amendment, filed June 22, 2004, with respect to claims 17, 34 and 50 have been fully considered and are persuasive. The rejection of claims 17-51 has been withdrawn.

#### ***Allowable Subject Matter***

Claims 17-63 are allowed.

The following is an examiner's statement of reasons for allowance:

Regarding claim 17, the prior art of record fails to teach or suggest an optical component with low reflectance for light between 180 nm and 370 nm in wavelength have a substrate with a multilayer system stacked on the substrate with the second layer from the substrate having an optical thickness of less than  $0.33\lambda$ , wherein  $\lambda$  is the working wavelength, and none of the layer having an geometrical thickness of more than about  $0.5\lambda$ .

Regarding claim 34, the prior art of record fails to teach or suggest an optical component with low reflectance for light between 180 nm and 370 nm in wavelength have a substrate with a multilayer system stacked on the substrate with the second layer from the substrate having an optical thickness of less than  $0.1\lambda$ , wherein  $\lambda$  is the working wavelength; the third layer has an optical thickness of less than or equal to  $0.12\lambda$ ; and none of the layer having an geometrical thickness of more than about  $0.35\lambda$ .

Regarding claim 50, the prior art of record fails to teach or suggest an optical component with low reflectance for light between 180 nm and 370 nm in wavelength have a substrate with a multilayer system stacked on the substrate with the second layer from the substrate having an optical thickness of less than  $0.33\lambda$ , wherein  $\lambda$  is the working wavelength, and none of the layer having an optical thickness of more than about  $0.5\lambda$ .

The remaining claims depend from claims 17, 34 and 50 and are allowable for the same reasons.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### *Conclusion*

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joshua L Pritchett whose telephone number is 571-272-2318.

The examiner can normally be reached on Monday - Friday 7:00 - 3:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Drew A Dunn can be reached on 571-272-2312. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JLP 

  
**DREW A. DUNN**  
**SUPERVISORY PATENT EXAMINER**